

**United States District Court  
NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

NovaStar Mortgage, Inc. : Case No. 1:06-cv-0570  
Plaintiff :  
vs. : District Judge Patricia A. Gaughan  
Jerry Andras, et al. :  
Defendants. : **NOTICE OF VOLUNTARY  
DISMISSAL UNDER RULE 41(A)(1)**

**NOTICE OF VOLUNTARY DISMISSAL UNDER RULE 41(A)(1)**

Plaintiff hereby dismisses its claims without prejudice under Ohio R. Civ. P. 41(A)(1).

All costs are taxed to Plaintiff.

Respectfully submitted,

/s/ Kevin L. Williams  
Kevin L. Williams (0061656)  
Manley Deas Kochalski LLC  
P.O. Box 165028  
Columbus OH 43216-5028  
Telephone: 614-222-4921  
Fax 614-220-5613  
klw-f@mdk-llc.com  
Attorney for Plaintiff

So Ordered.

/s/ Patricia A. Gaughan  
9/1/06